

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARSHA BYRD,

Plaintiff

Case No. 2:22-cv-01996-RFB-DJA

ORDER

v.

CHAPLIN EVERAGE,

Defendant

I. DISCUSSION

On December 6, 2022, this Court issued an order granting Plaintiff until February 6, 2023, to either pay the full \$402 filing fee for a civil action or to submit a fully complete application to proceed *in forma pauperis* with all three required documents. (ECF No. 3). In response, Plaintiff submitted the first three pages of this Court's approved application but did not submit a completed financial certificate and an inmate trust fund account statement. (ECF No. 4).

The Court grants Plaintiff an extension of time **until March 17, 2023**, to either pay the full \$402 filing fee or file both a completed financial certificate that is signed both by the inmate and the prison or jail official, and a copy of the inmate's trust fund account statement for the previous six-month period.

II. CONCLUSION

It is therefore ordered that Plaintiff has **until March 17, 2023**, to either pay the full \$402 filing fee or file a fully complete application to proceed *in forma pauperis* with all three required documents: (1) a completed application with the inmate's two signatures on page 3, (2) a completed financial certificate that is signed both by the inmate and the prison or jail official, and (3) a copy of the inmate's trust fund account statement for the previous six-month period.

Plaintiff is cautioned that this action will be subject to dismissal without prejudice if Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff

1 to refile the case with the Court, under a new case number, when Plaintiff can file a
2 complete application to proceed *in forma pauperis* or pay the required filing fee.

3 The Clerk of the Court is directed to send Plaintiff Marsha Byrd the approved form
4 application to proceed *in forma pauperis* for an inmate and instructions for the same.

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6 DATED this 13th day of February 2023.

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UNITED STATES MAGISTRATE JUDGE